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U.S. HOUSE OF REPRESENTATIVES
PERMANENT SELECT COMMITTEE
ON INTELLIGENCE
WASHINGTON, DC 20515

Executive Registry
85- 3562

LEGISLATIVE LIAISON
85-2749

FILE **HPSCI**
Record

September 18, 1985

Honorable William J. Casey
Director of Central Intelligence
Washington, D.C. 20505

Dear Mr. Casey:

Under the Equal Access to Justice Act (5 U.S.C. 504; 28 U.S.C. 2412) as amended by the recently enacted "Equal Access to Justice Act Amendments" (Public Law 99-80), a party prevailing in a lawsuit or other adversary proceeding against a federal agency may recover certain fees and other expenses (including attorney fees) if the position maintained by the agency in administrative and judicial proceedings is found to have been "substantially unjustified." Any award of such fees and other expenses against an agency must be paid from funds available to that agency.

The Committee requests that it be notified whenever an award of fees and other expenses is made against the Central Intelligence Agency (or another department or agency acting on its behalf) under Section 504 of Title 5, or Section 2412 of Title 28, of the United States Code.

With best wishes, I am

Sincerely yours,



Lee H. Hamilton
Chairman